

# **FISCAL NOTE**

## **HB 2270 - SB 2397**

March 23, 2000

**SUMMARY OF BILL:** Specifies that if a quo warranto action is filed challenging an annexation, the annexing municipality, rather than the county, has the burden of proving an annexation ordinance is reasonable for the overall well-being of the communities involved and that the health, safety, and welfare of the citizens and property owners of the municipality and territory to be annexed will be materially retarded in the absence of the annexation.

### **ESTIMATED FISCAL IMPACT:**

**Other Fiscal Impact - Delays or prevents a shift of revenues and expenditures exceeding \$100,000 from counties to cities and shifts expenditures exceeding \$100,000 from counties to cities for legal costs.**

Assumes to the extent annexations that would have taken place under current law would be delayed or abandoned under this bill, a shift in tax revenues and expenditures related to providing services exceeding \$100,000 from counties to cities will be delayed or will not take place. Also assumes that shifting the burden of proof to municipalities shifts higher legal costs from counties to cities.

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James A. Davenport".

James A. Davenport, Executive Director

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